(b) To avoid a freeboard or other penalty, any vessel which undergoes repairs, alterations, or modifications, including outfitting related thereto, shall continue to comply with the applicable requirements consistent with the load line certificate held.

(c) An existing vessel, which had a load line assigned under previous regulations which undergoes repairs, alterations, or modifications of a major character, shall meet the requirements for a new vessel in this part insofar as the assigning and issuing authority and the Commandant deem reasonable and practicable.

[CGFR 68–60, 33 FR 10057, July 12, 1968, as amended by CGD 80–120, 47 FR 5723, Feb. 8, 1982]

Subpart 42.11—Applications for Load Line Assignments, Surveys, and Certificates

§ 42.11–1 General.

(a) As described in this subchapter under §§ 42.07–35, 42.07–40, 42.09–15, and 42.09–20, the American Bureau of Shipping or other recognized classification societies approved as load line assigning and issuing authorities perform the duties connected with making load line assignments to vessels.

(b) The Commandant is responsible for the administration of the load line acts, the 1966 Convention, other treaties regarding load lines, and the implementing regulations in this subchapter which include prescribed form and content of applicable load line certificates.

(c) Except in special instances for Coast Guard vessels, the Commandant does not perform the duties of a load line assigning authority.

[CGFR 68–60, 33 FR 10057, July 12, 1968, as amended by CGFR 68–126, 34 FR 9013, June 5, 1969; CGD 80–120, 47 FR 5723, Feb. 8, 1982]

§ 42.11–5 Applications for load line assignments, surveys, and certificates for U.S.-flag vessels.

(a) Normally, the owner, master, or agent of a vessel shall apply in writing, on a timely basis, to the American Bureau of Shipping for the assignment, survey, and certification of load lines. When nonconcurrent, a separate appli-cation shall be made for each function desired and submitted on a timely basis. The mailing address of the home office of American Bureau of Shipping is ABS Plaza, 16855 Northchase Drive, Houston, TX 77060.

(b) After the Commandant has approved a recognized classification society as a load line assigning and issuing authority for a vessel, as described in a written request of the shipowner, the owner shall apply in writing, on a timely basis, direct to the approved assigning and issuing authority for the assignment, survey, and certification of load lines. When nonconcurrent, a separate application shall be made to such authority for each function desired, and submitted on a timely basis.

[CGFR 68–60, 33 FR 10057, July 12, 1968, as amended by CGFR 68–126, 34 FR 9013, June 5, 1969; CGD 96–041, 61 FR 50727, Sept. 27, 1996; USCG–2000–7790, 65 FR 58459, Sept. 29, 2000]

§ 42.11–10 Applications for load line assignments and certificates for vessels other than U.S.-flag vessels.

(a) The application for the assignment of load lines and certificate for a foreign vessel belonging to (or which will belong to) either a country ratifying or acceding to the International Convention on Load Lines, 1966, or to a country with which the United States of America has a reciprocal load line agreement in effect shall be made by the Government whose flag the vessel flies, or will fly. The application may be made direct to the American Bureau of Shipping, or after receiving the Commandant's approval, to a recognized classification society which that country has requested as an assigning and issuing authority. When the load line assignment and certificate are authorized pursuant to the requirements in this part, the certificate must contain a statement that it has been issued at the request of a specific Government, which shall be named therein.

(1) When the load line assignment is performed under the applicable regulations in this subchapter, the assigning and issuing authority shall transmit to the requesting Government at the earliest practicable date, one copy of each certificate issued, the load line survey report used for computing the